

FEBRUARY 16, 2016

Revised

**MINUTES OF MECKLENBURG COUNTY, NORTH CAROLINA
BOARD OF COUNTY COMMISSIONERS**

The Board of Commissioners of Mecklenburg County, North Carolina, met in Informal Session in the Meeting Chamber Conference Room of the Charlotte-Mecklenburg Government Center located at 600 East Fourth Street, Charlotte, North Carolina at 5:00 p.m. and in Formal Session in the Meeting Chamber of the Charlotte-Mecklenburg Government Center at 6:00 p.m. on Tuesday, February 16, 2016.

ATTENDANCE

Present: Chairman Trevor M. Fuller and Commissioners
Dumont Clarke, Patricia "Pat" Cotham, George Dunlap,
Bill James, Vilma D. Leake, Jim Puckett,
Matthew Ridenhour and Ella B. Scarborough
County Manager Dena R. Diorio
County Attorney Marvin A. Bethune
Clerk to the Board Janice S. Paige

Absent: None

-INFORMAL SESSION-

Commissioners Dunlap and Ridenhour were absent when the meeting was called to order and until noted in the minutes.

The meeting was called to order by Chairman Fuller, after which the matters below were addressed.

REMOVAL OF ITEMS FROM CONSENT

The Board identified item(s) 16-3095, 16-3098, 16-3103, 16-3114, and 16-3117 to be removed from Consent and voted upon separately.

STAFF BRIEFINGS - NONE

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**CLOSED SESSION: 16-3074 TO PREVENT DISCLOSURE OF INFORMATION THAT IS
CONFIDENTIAL PURSUANT TO G.S. 105-259. (G.S. 143-318.11(a)(1); 16-
3105 CONSULT WITH ATTORNEY**

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 7-0 with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, and Scarborough voting yes, to go into Closed Session for the following purposes: To prevent disclosure of information that is confidential pursuant to G.S 105-259. (G.S. 143-318.11(a)(1) and Consult with Attorney.

The Board went into Closed Session at 5:15 p.m. and came back into Open Session at 5:53 p.m.

Commissioners Dunlap and Ridenhour were present when the Board came back into Open Session. They entered the meeting during Closed Session.

Motion was made by Commissioner Leake, seconded by Commissioner Puckett and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to deny John M. Dwelle, Jr.'s request for refund of personal property taxes and instruct the County Attorney to inform Mr. Dwelle of the denial.

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with Commissioners Clarke, Cotham, Fuller, James, Leake, Puckett, Ridenhour, and Scarborough voting yes, to add a Personnel Matter to the agenda and to go into Closed Session for a Personnel Matter.

The Board went into Closed Session at 5:55 p.m. and came back into Open Session at 6:10 p.m.

The Board then proceeded to the Meeting Chamber for the remainder of the meeting.

-FORMAL SESSION-

Chairman Fuller called this portion of the meeting to order which was followed by introductions, invocation by Commissioner Clarke, and the Pledge of Allegiance to the Flag; after which, the matters below were addressed.

Note: Prior to the Pledge of Allegiance to the Flag, the Board was favored with a selection from the Charlotte Children's Choir. The choir sang the National Anthem. The Board was led in the recitation of the Pledge of Allegiance by the Boy Scouts of America St. Ann Troop #162.

AWARDS/RECOGNITION – NONE

PUBLIC APPEARANCE

16-3102 PUBLIC APPEARANCE

The following person appeared to speak during the Public Appearance portion of the agenda:

Kevin Strawn, a math teacher at East Mecklenburg High School, commented on the County's budget process and the challenges involved. He noted Charlotte-Mecklenburg Schools' struggle to recruit and retain teachers because of salary issues. Mr. Strawn acknowledged the state's role in the budget process. Mr. Strawn said he developed a proposal to address some of the issues that impact the budget process. *(Note: Per his comments, it's assumed that Mr. Strawn had shared his proposal with Commissioners)*. He welcomed their feedback and said he hoped his proposal could be incorporated into the County's budget process.

APPOINTMENTS

16-3125 NOMINATIONS/APPOINTMENTS

INFORMATION SERVICES AND TECHNOLOGY COMMITTEE

Motion was made by Commissioner James, seconded by Commissioner Dunlap and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to reappoint David Hill to the Information Services and Technology Committee, for a three-year term, expiring February 28, 2019.

Commissioner James nominated all applicants for additional appointment considerations: Frank Benson, Thomas B. Sheehan, and Charlotte Whiteside.

Note: Additional appointments will occur on March 1, 2016.

JUVENILE CRIME PREVENTION COUNCIL

Motion was made by Commissioner Leake seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to nominate and appoint Laura Wilson to the Juvenile Crime Prevention Council for a two-year term, expiring May 30, 2018. She will serve as the Faith category representative.

Note: She replaced Evelyn Mills who resigned due to health issues and since passed away.

PUBLIC HEARINGS

16-3092 BUSINESS INVESTMENT GRANT: RBUS, INC., DBA RED VENTURES

Commissioner Scarborough addressed a proposed Business Investment Program Grant to RBUS, Inc., dba Red Ventures.

Note: Red Ventures is a marketing and technology company that specializes in customer acquisitions for brands such as DirectTV and Verizon. The company utilizes online and partner marketing channels to drive telephone and online sales.

Motion was made by Commissioner Scarborough, seconded by Commissioner James and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett,

Ridenhour and Scarborough voting yes, to open a public hearing to receive comments on a proposed Business Investment Program grant to RBUS, Inc., dba Red Ventures.

No one appeared to speak.

Motion was made by Commissioner Dunlap, seconded by Commissioner Scarborough and carried 6-3 with Commissioners Clarke, Cotham, Dunlap, Fuller, Leake and Scarborough voting yes, and Commissioners James, Puckett, and Ridenhour voting no, to close the public hearing, and to adopt a resolution approving a Business Investment Program grant to RBUS, Inc., dba Red Ventures for a total estimated amount of \$170,759 and authorize the County Manager to negotiate and execute the contract.

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION
APPROVING BUSINESS INVESTMENT PROGRAM GRANT
FOR RED VENTURES**

WHEREAS, RBUS, Inc. dba Red Ventures will expand their operation in Charlotte, NC; and

WHEREAS, the company evaluated sites in South Carolina and Massachusetts; and

WHEREAS, this project as described by the company was determined to meet all of the criteria for a Business Investment Program grant from the City and County. The Board of Commissioners voted its intent to provide a Business Investment Program grant to the company during a closed session meeting on November 17, 2015 and as authorized by the Board, the County communicated this information to the company; and

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***WHEREAS**, taking into consideration the Board's stated intent to make an economic development grant, the company subsequently decided to expand in Charlotte. The project will include a capital investment of approximately \$5 million and will create 500 new jobs within five years at an average annual salary of approximately \$48,930. The Business Investment Program grant is a 90% grant over 5 years, with an estimated total amount of up to \$170,759. The grant will be subject to the County's standard contract provisions, including compliance requirements for the company related to job creation targets and clawback provisions; and*

***WHEREAS**, the Mecklenburg County Board of Commissioners has determined that this grant will provide new employment, new taxable property and new economic activity within the County, now, therefore, be it*

***RESOLVED** that the Board of County Commissioners does hereby approve the Business Investment Program grant and Economic Development grant as described above, and authorizes the County Manager to execute a contract for the same, with any necessary or helpful nonmaterial changes.*

Resolution recorded in full in Minute/Ordinance Book _____, Document # _____.

ADVISORY COMMITTEE REPORTS

16-3111 2015 MECKLENBURG COUNTY CHILD FATALITY PREVENTION AND PROTECTION TEAM YOUTH SUICIDE PREVENTION TASK FORCE REPORT

The Board received a follow-up report from the 2015 Annual Report of the Mecklenburg County Child Fatality Prevention and Protection Team.

Bob Simmons, Chair of the Mecklenburg County Child Fatality Prevention and Protection Team gave the update. He was assisted by Dr. Sharon Portwood, J.D., Ph.D with UNC Charlotte and Dr. Sarah Lovette, MPH with the County Health Department.

The following conclusions were noted:

- There is a continuing need for the suicide risk assessment process at all age and grade levels.
- The suicide risk assessment should not be limited to those children who are involved in human service systems (e.g., DSS, the courts).
- Children experience multiple risk factors that can increase their risk for suicide.
- Funding is needed to increase the number of school counselors in CMS middle schools to assess and to link students with appropriate services. *(Note: Mr. Simmons said with respect to this statement that counselors were needed in elementary schools also. He said the hope would be to have one (1) counselor for every 500 students across all age groups. Further, the hope would be to increase the number of social workers, so there*

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would be one (1) in every Title I School, as well as provide one (1) psychologist for every two (2) schools.)

- Funding is needed for School-Based Mental Health Services to create greater access to services for at-risk children and adolescents. *(Note: Mr. Simmons said with respect to this statement that per a conversation with Dr. Marion Bish, Executive Director of CMS' Student Services, no additional funding was required, because of the access and authorization the County had already provided in this area. He said it was a successful program. Further, that the hope was to expand the program, but no additional dollars were needed.)*

A copy of the report is on file with the Clerk to the Board.

Comments

Commissioner Scarborough said it was important to help children prone to this behavior in any way possible.

Commissioner James asked if Mental Health, Social Services, and

Charlotte-Mecklenburg Schools, systems integrated. *Dr. Marion Bish, Executive Director of CMS' Student Services addressed the question. It was noted that there wasn't a "unified" database, however, the entities were "tightly" connected. Dr. Bish elaborated on that connectivity.*

Commissioner James asked about student access to certain apps, which was addressed by Dr. Marion Bish.

Commissioner James encouraged parents to have access to their child's phone, so that they could stay abreast of what the child was accessing.

Commissioner Ridenhour commented on apps that were available to children as well.

Commissioner Ridenhour commented on the reasons prompting an assessment and/or impacting risk level that was addressed in the report. He asked whether an assessment was done for children who experience bullying at school. *Dr. Portwood said "aspirationally" that's the goal. Dr. Portwood and Dr. Bish addressed other methods of detecting potential problems.*

Commissioner Leake commented on school counselors. Commissioner Leake said school counselors were no longer doing what they were employed to do and elaborated. She said the counselor/student ratio was not adequate.

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Commissioner Leake commented on school psychologist and the issue of bullying. She also commented on classroom management.

Chairman Fuller left the dais and was away until noted in the minutes.

Vice-Chairman Clarke chaired the meeting until noted in the minutes.

Commissioner Puckett asked how many of the 17 teens that committed suicide between 2012-2014 were CMS students. *The response was 13.*

Commissioner Puckett asked about the assessment process, which was addressed.

Chairman Fuller returned to the dais and resumed chairing the meeting.

Commissioner Cotham asked about the use of alcohol by children and about children struggling with their sexual orientation. *It was noted that sometimes data around these types of issue wasn't readily available because of privacy issues.*

Commissioner Dunlap asked about the risk factors and were they different for African American children versus other children, which was addressed. *It was noted that the data used did not show any differences in risk levels, but it did show that more African American children were being referred for assessment.*

Commissioner Dunlap asked how many of the 17 teens that committed suicide between 2012-2014 were African American. *The response was that the majority of the 17 were White and that four were African American. Dr. Lovette said she would share a recent article that she read regarding an increase in suicides by African Americans.*

Chairman Fuller thanked the presenters for their report. He said continued work was needed to determine what could be done, evidence-based solutions and proactive measures, to respond to the risk factors in order to prevent the conditions that lead to the various risk factors for children.

This concluded the presentation. The above is not inclusive of every comment but is a summary.

MANAGER'S REPORT

16-3128 CRIMINAL JUSTICE SERVICES DIRECTOR – RECRUITMENT UPDATE

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The Board received an update on recruitment for a Criminal Justice Services Director.

Carol Hickey, Senior Assistant to the County Manager/Interim Criminal Justice Services Director, gave the update.

The following was noted:

- 1. The hiring target date was by end of the Fiscal Year, June 2016.*
- 2. Coleman Lew & Associates, Inc., was the recruitment firm being used.*
- 3. Coleman Lew & Associates would conduct a national search.*

Comments

Commissioner Leake expressed concern for the amount of time it was taking to fill the position.

County Manager Diorio said Coleman Lew & Associates, Inc., was retained after the internal recruitment process was not successful. Persons were interviewed but none met the desired expectation of the County Manager for the position.

16-3129 FLEET MAINTENANCE REQUEST FOR PROPOSAL (RFP)

The Board received information regarding the Fleet Maintenance Request For Proposal (RFP).

Mark Hahn, Director of Asset and Facility Management, gave the update.

Comments

Chairman Fuller asked was it correct to assume that there may be some benefits, other than just cost savings, that could be achieved by having a private vendor to provide these services, rather than continuing to have the City of Charlotte perform these services. *Director Hahn said that was not the case. He said the purpose of the RFP was to “test the market.” He said the City of Charlotte would be competing as well and would likewise submit a proposal.*

Director Hahn said this was not about the services currently being provided by the City of Charlotte, but rather, looking at all of the options to determine which was the best.

Chairman Fuller said issuing the RFP then was not a reflection of “dissatisfaction” with the current services being provided. *Director Hahn said no. He said it was a matter of looking at everyone’s capabilities, cost, and their approach to service.*

DEPARTMENTAL DIRECTORS' MONTHLY REPORTS

16-3119 DEPARTMENTAL DIRECTORS' MONTHLY REPORTS

The Board received as information monthly departmental management reports for February 2016.

Note: The County Manager has requested department directors develop department management monthly reports highlighting key activities and initiatives within the departments, and reports show relevant performance indicators of departmental activity.

A copy of the reports is on file with the Clerk to the Board.

16-3124 FEATURE DEPARTMENT DIRECTOR PRESENTATION: PARK AND RECREATION

The Board received as information a report from Mecklenburg County's Park and Recreation Department on its park and recreation visitation and program participation.

Jim Garges, Director of Park and Recreation, gave the report.

A copy of the report is on file with the Clerk to the Board.

Comments

Commissioner Clarke referenced the Matthews Sportsplex and noted concerns that had been expressed to him from constituents regarding the "inadequacy" of public park space for organized sports in the inter-city and inter-suburbs. He asked Director Garges had any thought been given to addressing that issue. *Director Garges addressed the concern.*

Commissioner Leake asked about the availability of the pool at West Charlotte High School for the upcoming summer months. *Director Garges said yes, it would be available. He said it was currently one of the Saturday free year round swim sites.*

Commissioner Leake said she hoped the concerns with respect to the Eastway Regional Park were being addressed.

Commissioner Dunlap addressed the need for facilities close to downtown where persons could participate in organized sports, as noted by Commissioner Clarke. Commissioner Dunlap said the parks currently downtown were more "passive."

Commissioner Dunlap noted that the County was “quickly” losing land close to downtown.

Commissioner Dunlap expressed concerns of residents in the Eastway Regional Park area. He said residents had been waiting for twelve years for the completion of the park and that they were tired of waiting. He said the Board would be hearing from them.

STAFF REPORTS & REQUESTS

16-3121 INDEPENDENT STATISTICAL REVIEW OF THE 2011 REVALUATIONS

The Board received a report on the results of the Independent Review of the 2011 Revaluations conducted by Mecklenburg County and Pearson Appraisal Services.

Ken Joyner, County Assessor, and Josh Myers of Josh Myers Valuation Solutions, gave the report.

Key Findings

- **Ratio Study:**
 - The Pearson 2011 Values met all IAAO Ratio Study Standards.
 - The Original and Pre-Review 2011 Values met all IAAO Ratio Study Standards, except for the fact that selective reappraisal is suspected in the stratum of Residential Detached properties built prior to 1970.
 - Each set of Values was under-assessed with respect to the market in every stratum, although each was still within IAAO Standards.
- **Percent Change Analysis:**
 - The changes made during the 2011 appeals period tended to be in vacant land and commercial properties. The changes made by Pearson tended to be in residential properties. Both sets of changes tended to be reductions.
 - Many more properties were changed by Pearson than during the 2011 appeals period, but the changes tended to be smaller.
 - The total value reduction in the 2011 appeals period was more than twice that of Pearson.
- **Accuracy Comparison:**
 - While the overall accuracy of the Pre-Review 2011 Values is statistically better than the Original 2011 Values and the Pearson 2011 Values, the difference is not practically meaningful.

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- The changes brought about by the Pearson 2011 Values did not have a significant affect on overall valuation accuracy.

A copy of the report is on file with the Clerk of the Board.

Comments

Commissioner James asked about the total number of refunds, per the 2011 Revaluation being done again. *County Assessor Joyner said the total number of refunds was \$99.9 million, but when you took out the discoveries, the net amount was \$74 million.*

Commissioner James described the 2011 Revaluation as follows: There was a problem. It was identified and corrected, which resulted in refunds being given. The overall accuracy, however, of the Pre-Review values (which occurred after the original review in this particular instance) was statistically better than the original 2011 values (those that the County adjusted) and the Pearson values.

Mr. Myers, in response to Commissioner James' statement said that was "essentially" right. He noted, however, that his comparison was with the sales price from 2009 – 2010. He said he did not go through and do a parcel by parcel analysis of equity.

Commissioner James said he didn't know the amount identified by the County in refunds from the Pre-Review versus what was identified by Pearson, but that it should be noted that Pearson did other things as well to help the County fix the problem.

Commissioner James questioned whether the County could have done this on its own by taking the Pre-Review values. He said in his opinion the County could not have done so and needed assistance.

County Assessor Joyner said it should be kept in mind that a lot of the refunds that added up as part of the Revaluation review process were illegal prior to the Special legislation that called for the SL 362 project that allowed for those retroactive refunds to actually be done.

County Assessor Joyner said for him, the report from Mr. Myers spoke "volumes." He said when you look at the numbers, for him it meant the 2011 Revaluation had lots of issues, but the "biggest" thing that didn't take place was the County responding to citizens at that point. He said going forward that would not be the case. He said staff was already working to ensure everything was in place to handle the volume of appeals the next time, including responding to citizens in a timely manner.

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Commissioner Dunlap said the report presented by Mr. Myers, which was something he requested, “reaffirmed “what many Board members thought all along. Commissioner Dunlap described the findings of the report as follows: 1) all three reviews met the standard and 2) out of all three reviews, what the County did was “statistically better” than the Pearson review.

Commissioner Dunlap asked Mr. Myers was his statement correct and the response was yes.

Commissioner Dunlap asked how much was Pearson Appraisal Services paid. *The response was approximately \$7 million.*

Commissioner Dunlap said in his opinion the County paid Pearson Appraisal Services \$7 million to do “inferior work then what the County had already done.”

Commissioner Dunlap said for him, this was vindication for staff involved in the 2011 Revaluation.

Commissioner Puckett said the report presented by Mr. Myers showed that the 2011 Revaluation was “relatively” accurate because it was based on 2009 and 2010 sales and in light of the point in time that it was done in 2011. Commissioner Puckett said the problem was “had the economy continued at a regular pace, we probably would have not seen the drops that sort of brought the axe.”

Commissioner Puckett noted also that the delay of prior revaluation opportunities also contributed to the problem.

Commissioner Puckett asked about the over fitting of pre-1970’s homes, which was addressed.

Commissioner Ridenhour asked when the Pre-Review was done. *County Assessor Joyner addressed the question and explained the procedure that staff followed. A specific date wasn’t given, but he said it was before Pearson started its work on the SL 362 Project.*

Commissioner Ridenhour said there were numerous flaws in the 2011 Revaluation. He noted also the outcry received from residents regarding those errors.

Commissioner Ridenhour said the process the County went through to fix the problem, including using Pearson, was worth it. He said lessons were learned that would help avoid such issues going forward.

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Commissioner Clarke said the report presented by Mr. Myers showed that the County paid Pearson Appraisal Services to conduct a review of the County's values that had been adjusted through the County's normal process and that review did not have a significant effect on the overall revaluation "accuracy." Commissioner Clarke acknowledged, however, that for some residents Pearson's review made a "huge" difference.

Commissioner Clarke said doing this, however, resulted in "incredible" process improvements being made and that continued to be made.

Commissioner Leake asked when the last revaluation done, prior to 2011. *The response was 2003.*

Commissioner Leake commented on what a demanding issue this was for the County and how residents were impacted.

Commissioner Cotham commented also on the impact of the 2011 Revaluation on the community and the community's reaction to it.

Commissioner Puckett asked were there other communities that faced the challenges that Mecklenburg County did with respect to their revaluation. *Mr. Myers said he didn't know the answer to that because revaluation cycles and procedures varied across the country.*

Commissioner Puckett said having gone through this type of revaluation experience, the hope going forward was that the County would conduct revaluation on a much shorter timeframe, in terms of years between revaluations.

Commissioner Ridenhour said with respect to the report that was presented, that it would have been "great" to have a layman's summary.

Commissioner Ridenhour suggested that staff prepare an "After Action Report" that would address when the event occurred; what was supposed to have happened; what actually happened; why was there discrepancy between what should have happened and what did happen; and other questions to help analyze the situation after the fact. He said it would be a lessons learned tool.

Commissioner Ridenhour said such a report would provide information as to what happened and what would be done going forward. He said this would allow the County to bring closure on this matter and move on to the next revaluation. *County Assessor Joyner said such a report could be done once everything was completed.*

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Chairman Fuller said what he took away from the report was that the overall accuracy was there, but within that aggregate number there was a “pocket of inaccuracy.” He said the “pocket of inaccuracy” were the persons the Board heard from with respect to the 2011 Revaluation.

Chairman Fuller said he concurred with what County Assessor Joyner said when he came on board, which was that the chief problem was one of “customer service.” He said the County did not respond adequately to the concerns of the people when they first received their values.

Chairman Fuller thanked Mr. Myers and County Assessor Joyner for the report.

This concluded the discussion. The above is not inclusive of every comment but is a summary.

COUNTY COMMISSIONERS REPORTS & REQUESTS – NONE

Commissioner Cotham left the dais and was away until noted in the minutes.

CONSENT ITEMS

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve the following items:

16-3104 MINUTES

Approve Minutes of Regular meeting held February 2, 2016.

16-3107 ABANDONMENT OF RIGHT-OF-WAY FOR GABLE ROAD

Set a public hearing for April 5, 2016 to hear all interested citizens who appear with respect to the abandonment of the right-of-way for Gable Road; adopt Resolution Declaring Intent To Abandon the 0.566 acre Right-of-Way and for Gable Road located near the intersection of Shopton Road and Gable Road.

**MECKLENBURG COUNTY
BOARD OF COMMISSIONERS
RESOLUTION DECLARING INTENT TO ABANDON THE 0.566 ACRE RIGHT-OF-WAY FOR GABLE ROAD LOCATED
NEAR THE INTERSECTION OF SHOPTON ROAD AND GABLE ROAD**

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WHEREAS, North Carolina General Statute 153A-241 specifies that a county may permanently abandon any public road or easement within the county and not within the city except public roads or easements for public roads under the control and supervision of the North Carolina Department of Transportation and specifies the procedure to be followed; and

WHEREAS, property owners have requested that the right-of-way for Gable Road located near the intersection of Shopton Road and Gable Road be abandoned; and

WHEREAS, the Mecklenburg County Land Use and Environmental Services Agency has determined that in its opinion the abandonment of said right-of-way would not deprive any individual owning land in the vicinity of said right-of-way of reasonable ingress and egress to their property; and has determined that the North Carolina Department of Transportation does not maintain said right-of-way; and

NOW, THEREFORE, BE IT RESOLVED, that the Mecklenburg Board of County Commissioners does hereby declare its intent to abandon the 0.566 acre right-of-way for Gable Road located near the intersection of Shopton Road and Gable Road; as shown on the attached map and as required by G.S. 153A-241 does hereby set a public hearing on the question of whether to abandon said right-of-way on the 5th day of April 2016, in the Meeting Chamber, first floor of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina and does hereby instruct the Clerk to the Board of Commissioners to have the intent of this resolution published once a week for three successive weeks before the hearing; and does hereby instruct the Project Manager to send or have sent by registered or certified mail a copy of this resolution to each owner as shown on the county

tax records of property adjoining said right-of-way who did not join in the request to have said right-of-way abandoned; and to have a notice of the abandonment and the public hearing posted in at least two places at said right-of-way.

Resolution recorded in full in Minute/Ordinance Book _____, Document # _____.

16-3109 ARCHITECT SELECTION- BOARD OF ELECTIONS RENOVATION

Authorize the County Manager to negotiate a fee and execute a contract with C Design, Inc. for Architectural/Engineering Services for the Board of Elections Renovation, and in the event that negotiations with this firm are unsuccessful, approve negotiations with the second ranked firm, Studio 01 Architecture.

16-3110 COMMODITY CONTRACT- PRE-FABRICATED BRIDGES

Award a commodity contract to Contech Engineered Solutions, LLC in the amount of \$115,570.

Note: This contract is for the design, manufacture, and delivery of two (2) pre-fabricated pedestrian bridges which will be located at the McDowell Creek Greenway and the Clark's Creek Greenway.

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16-3113 INSURANCE REIMBURSEMENTS

Recognize, receive and appropriate insurance reimbursement funds of \$5,400 for Asset and Facility Management, \$12,360 for Park and Recreation and \$2,033 for Land Use and Environmental Services.

Note: The County received insurance proceeds based on claims for stolen and damaged items in the departments identified. This Board action provides authority to use the funds for replacement of these items.

16-3115 APPOINTMENT OF REVIEW OFFICER

Amend "Resolution Designating Review Officers to Review Each Map and Plat Recorded in the Register of Deeds Office pursuant to N.C.G.S. 47-30.2" to designate Cary C. Rodriguez as a Review Officer.

***AMENDMENT TO RESOLUTION DESIGNATING REVIEW OFFICERS
TO REVIEW EACH MAP AND PLAT RECORDED IN THE
REGISTER OF DEEDS OFFICE PURSUANT TO N.C.G.S. 47-30.2***

WHEREAS, on September 16, 1997 the Mecklenburg County Board of Commissioners adopted a resolution entitled "Resolution Designating Review Officers to Review Each Map and Plat Recorded in the Register of Deeds Office Pursuant to N.C.G.S. 47-30.2"; and

WHEREAS, the Resolution has been amended multiple times to accommodate additions and deletions; and

WHEREAS, the Mecklenburg County Board of Commissioners now desires to amend the Resolution to make additional modifications. Now, therefore,

BE IT RESOLVED by the Mecklenburg County Board of Commissioners that the Resolution adopted on September 16, 1997, as amended on prior occasions, be amended and the same hereby is further amended as follows:

1. Cary C. Rodriguez is hereby designated as Review Officers in addition to those persons so designated in the Resolution of September 16, 1997, and other appointees as amended on prior occasions; thus the Resolution is accordingly amended to add this name

Resolution recorded in full in Minute/Ordinance Book _____, Document # _____.

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16-3116 INTERLOCAL AGREEMENT- CORDELIA PARK CROSS CHARLOTTE TRAIL/LITTLE SUGAR CREEK GREENWAY EXTENSION

1) Adopt a resolution authorizing the County to enter into an “Interlocal Agreement” between the County and the City of Charlotte to co-fund design and construction for the two separate segments of trail within Cordelia Park. 2) Adopt FY2016 Authorization Park and Recreation Cross Charlotte Trail/Little Sugar Creek Greenway Capital Project Ordinance in the amount of \$600,000 for reimbursement by the City of Charlotte. 3) Award construction contract to Onsite Development, LLC in the amount of \$932,691.50.

**MECKLENBURG COUNTY BOARD OF COMMISSIONERS
RESOLUTION APPROVING THE
INTERLOCAL AGREEMENT – CROSS CHARLOTTE TRAIL/LITTLE SUGAR CREEK GREENWAY CORDELIA PARK
EXTENSION BETWEEN THE COUNTY AND THE CITY**

WHEREAS, *The City of Charlotte and Mecklenburg County have established by a separate interlocal agreement (“Cross Charlotte Trail Interlocal Agreement”) approved by the governing bodies of each entity and previously executed by Mecklenburg County on October 6, 2015 and incorporated herein by reference; and*

WHEREAS, *the Cross Charlotte Trail Interlocal Cooperative Agreement establishes the obligations of a joint endeavor known as the Cross Charlotte Trail, which the trail will be a continuous and seamless 26-mile trail used by the public for recreation and non-motorized transportation that will span the City and County by extending and connecting existing County owned greenways; and*

WHEREAS, *the Cross Charlotte Trail Interlocal Agreement established which new segments of Trail each entity would have primary responsibility for developing, and provided for the City of Charlotte and Mecklenburg County to negotiate how and where the City of Charlotte and Mecklenburg County trail segments will join together to make the Trail continuous and seamless; and*

WHEREAS, *Cordelia Park is one of the locations where two such segments of the Trail intersect; and*

WHEREAS, *The City of Charlotte and Mecklenburg County have agreed it would be more efficient and cost-effective to fund design and construct the trail throughout the entire park as a joint project rather than building two separate segments; and*

WHEREAS, *the project will extend the Little Sugar Creek Greenway north along the creek by 1400 linear feet, cross under Parkwood Avenue Bridge and through the Cordelia Park to Davidson Street, as well as include a 700 linear foot connector from the greenway north along Davidson Street to 24th Street; and*

WHEREAS, *upon construction and final completion of the construction of both segments of trail, the City of Charlotte will reimburse Mecklenburg County for total costs associated with design and construction in a maximum amount not-to-exceed of six hundred thousand dollars (\$600,000); now, therefore be it*

RESOLVED *by the Mecklenburg County Board of Commissioners that the Interlocal Agreement – Cross Charlotte Trail-Little Sugar Creek Greenway Cordelia Park Extension as provided to the Board is hereby approved,*

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and the County Manager is hereby authorized to execute such interlocal agreement in substantially the form provide to the Board, and that this Resolution shall be spread upon the minutes.

Resolution recorded in full in Minute/Ordinance Book _____, Document # _____.

**MECKLENBURG COUNTY, NORTH CAROLINA
FY 2016 AUTHORIZATION
PARK AND RECREATION –
CROSS CHARLOTTE TRAIL/LITTLE SUGAR CREEK GREENWAY
CAPITAL PROJECT ORDINANCE**

The following ordinance was offered by Commissioner _____, who moved its adoption:

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MECKLENBURG COUNTY, NORTH CAROLINA, THIS THE 16TH DAY OF FEBRUARY 2016:

Section I. *That for the purpose of providing funds, together with any other available funds for the following project:*

Cross Charlotte Trail/Little Sugar Creek Greenway (Cordelia Park)

including the acquisition and construction of new facilities, the improvement and expansion of existing facilities and the acquisition and installation of furnishings and equipment and the acquisition of interests in real property required

therefor, \$600,000 is hereby appropriated.

Section II. *That it is estimated that the following revenues will be available during the construction period to meet the appropriations in Section I, as set forth in the following schedule:*

Proceeds from the City of Charlotte: \$600,000

Section III. *That the Director of Finance is authorized from time to time to transfer as a loan from the General Fund or other County capital projects funds, cash in an amount necessary to meet obligations until such time as reimbursement is provided by the City of Charlotte.*

Ordinance recorded in full in Minute/Ordinance Book _____, Document # _____.

16-3118 TAX REFUNDS

1) Approve refunds in the amount of \$4,865.61 for registered motor vehicles as statutorily required to be paid as requested by the County Assessor;

Note: This Board action is necessary to approve registered motor vehicle tax refunds resulting from clerical errors, value changes and appeals processed in the new statewide vehicle tax system.

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2) Approve refunds in the amount of \$116,908.72 and interest as statutorily required to be paid as requested by the County Assessor.

Note: This Board action is necessary to approve tax refunds resulting from clerical errors, audits and other amendments, including revaluation appeals. Accrued interest is estimated to be \$2,546.51.

THIS CONCLUDED ITEMS APPROVED BY CONSENT

16-3095 BUDGET AMENDMENT – HEALTH DEPARTMENT (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Dunlap and carried 8-0 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to recognize, receive, and appropriate additional Medicaid Revenue for the Children's Development Services (CDSA) Program in the amount of \$98,445; and approve the creation of a Unit Supervisor position to be funded with additional Medicaid funds.

Commissioner Leake removed this item from Consent for more public awareness.

16-3098 GRANT APPLICATION – PROVIDE TRANSITIONAL HOUSING FOR VICTIMS OF DOMESTICE VIOLENCE

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve submission of a grant application in the amount of \$350,000 to the Office on Violence Against Women in the United States Department of Justice to provide transitional housing assistance to approximately twenty victims of domestic violence in Mecklenburg County; and if awarded, recognize, receive and appropriate the grant funds for the grant period.

Commissioner Leake removed this item from Consent for more public awareness.

16-3103 BUDGET AMENDMENT– DSS (REVENUE INCREASE)

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and

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Scarborough voting yes, to recognize, receive and appropriate \$65,000 from Casey Family Programs for the award period.

Note: This initiative is designed to prevent the need for and improve foster care by reducing the number of youth in foster care and to strengthen vulnerable families by promoting family preservation in communities of color, improving education, employment and mental health outcomes. The funds will be used to contract with a family partner agency to expand community support services and resources and provide follow-up home visits for welfare families for the period of 1/1/16 through 12/31/16.

Commissioner Leake removed this item from Consent for more public awareness.

16-3114 MATERNAL AND CHILD HEALTH INITIATIVE

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried 8-0 with Commissioners Clarke, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to approve submission of a grant application for \$500,000 per year for up to three years from the North Carolina Division of Public Health to be effective June 1, 2016;

and approve the creation of three Information/Education Coordinator positions and one Health Program Coordinator/ Supervisor position; and if awarded recognize, receive, and appropriate awarded funds for the grant period.

Note: The Mecklenburg County Health Department is requesting approval to apply for funding from the North Carolina Division of Public Health (DPH) Maternal and Child Health (MCH) Initiative for the period June 1, 2016 through May 31, 2019. These funds will be used to address maternal and child health indicators with a focus on evidence-based programs proven to lower infant mortality rates, improve birth outcomes, and improve the overall health of children ages birth to five.

Commissioner Leake removed this item from Consent for more public awareness.

Commissioner Cotham returned to the dais.

16-3117 DECLINE RIGHT OF FIRST REFUSAL-CHARLOTTE MECKLENBURG SCHOOLS PROPERTY

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and unanimously carried with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, to decline the County's statutory right of first refusal on

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portions of Charlotte-Mecklenburg Board of Education owned Tax Parcels #201-471-02 (Kennedy Middle School), # 211-073-16 (Olde Providence Middle School) and #145-103-23 (Barring Academic Center) to allow CMBE to enter into an Interlocal Agreement with the City of Charlotte for the installation and continued use of Google Fiber hut sites.

Note: By state statute, the County must decline its right of first refusal to any properties the Board of Education intends to dispose of prior to it moving forward with conveyance to another entity.

Commissioner Leake removed this item from Consent for more public awareness and clarity. County Manager Diorio addressed this item.

ADJOURNMENT

Motion was made by Commissioner Leake, seconded by Commissioner Scarborough and carried unanimously with Commissioners Clarke, Cotham, Dunlap, Fuller, James, Leake, Puckett, Ridenhour and Scarborough voting yes, that there being no further business to come before the Board that the meeting be adjourned at 10:05 p.m.

Janice S. Paige, Clerk

Trevor M. Fuller, Chairman